

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK



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RICHARD ASLIN, KETURAH BIXBY,  
JESSICA CANTLON, BENJAMIN HAYDEN,  
SARAH HEILBRONNER, CELESTE KIDD,  
BRADFORD MAHON, ELISSA NEWPORT and  
STEVEN PIANTADOSI,

Civil Action No. 6:17-cv-06847

Plaintiffs,

-vs-

UNIVERSITY OF ROCHESTER,  
JOEL SELIGMAN and ROBERT CLARK,

Defendants.

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**STIPULATION AND ORDER**  
**REGARDING SECOND**  
**AMENDED COMPLAINT**

WHEREAS Plaintiffs Richard Aslin, Keturah Bixby, Jessica Cantlon, Benjamin Hayden, Sarah Heilbronner, Celeste Kidd, Bradford Mahon, Elissa Newport and Steven Piantadosi (collectively, "Plaintiffs") intend to move this Court, pursuant to Fed. R. Civ. P. 15(a)(2) for an Order granting Plaintiffs leave to file and serve a Second Amended Complaint against Defendants University of Rochester, Joel Seligman, and Robert Clark (collectively, "Defendants");

WHEREAS Plaintiffs and Defendants stipulated and the Court ordered, by Stipulation and Order Regarding Second Amended Complaint, filed December 5, 2019, that Plaintiffs shall file their motion for leave to serve a Second Amended Complaint on or before January 31, 2020, that Defendants' opposition motion to amend, if any, shall be filed on or before February 14, 2020, and that Plaintiffs' reply in further support of the motion to amend shall be filed on or before February 21, 2020 (Dkt 41);

WHEREAS the parties participated in a mediation on January 20, 2020;

WHEREAS the action was not resolved at the January 20, 2020 mediation and the parties have agreed to a continuation of that mediation on March 10, 2020;

WHEREAS the parties wish to extend the schedule to permit Plaintiffs to move this Court for an Order granting Plaintiffs leave to file and serve a Second Amended Complaint until after the mediation of March 10, 2020;

NOW THEREFORE, Plaintiffs and Defendants hereby stipulate, subject to Court approval that:

- Plaintiffs shall file their motion for leave to file and serve a Second Amended Complaint on or before March 20, 2020;
- Defendants' opposition to the motion to amend, if any, shall be filed on or before April 3, 2020;
- Plaintiffs' reply in further support of the motion to amend shall be filed on or before April 10, 2020;

Facsimile or electronic signatures on this Stipulation are hereby deemed originals. No provision of this Stipulation and Order shall be construed as a waiver of, and Plaintiffs and Defendants hereby expressly reserve, any and all claims and defenses.

Dated: January 29, 2020

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By: s/John F. McAllister

By: s/Eric J. Ward

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*Attorneys for Defendants*

SO ORDERED



HON. LESLIE G. FOSCHIO  
UNITED STATES MAGISTRATE JUDGE  
1/29/20